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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Civ. Act. No.: 10-cv-4423 (MGC)

DONNA JANSON,

-against-

Plaintiff,

STIPULATION OF DISMISSAL WITH PREJUDICE

SIEMENS CORPORATION, THE SIEMENS CORPORATION LONG TERM DISABILITY PLAN and METROPOLITAN LIFE INSURANCE COMPANY,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between plaintiff Donna Janson and defendants, Metropolitan Life Insurance Company ("MetLife") and the Siemens Company Long Term Disability Plan (the "Plan"), through their undersigned counsel, that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the claims by Plaintiff against MetLife and the Plan in the above-captioned action are dismissed with prejudice, and without costs.

Dated: December 6, 2010 New York, New York

Mark Scherzer (MS 2622) 7 Dey Street, Suite 600 New York NY 10007 (212) 406-9606 Attorneys for Plaintiff DONNA JANSON

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METROPOLITAN LIFE INSURANCE COMPANY AND THE SIEMENS CORPORATION LONG TERM

DISABILITY PLAN

So Ordered: December 9, 2010

Hon, Miriam Goldman Cedarbaum United States District Judge

NY/613354v1

